1   House BILL NO. 71

2   INTRODUCED BY Bradley Lynch Lund

3

4   A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION

5   75-6902, R.C.M. 1947, TO PROVIDE SECONDARY SCHOOLS A METHOD

6   OF CALCULATING AVERAGE NUMBER BELONGING WHILE OFFERING

7   PART-TIME ATTENDANCE TO ELEVENTH AND TWELFTH GRADE

8   STUDENTS."

9

10   BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11   Section 1. Section 75-6902, R.C.M. 1947, is amended to

12   read as follows:

13   "75-6902. Definition and calculation of average number

14   belonging (ANB). The term "average number belonging" or

15   "ANB" shall mean the average number of regularly enrolled,

16   full-time pupils attending the public schools of a district.

17   Average number belonging shall be computed by determining

18   the total of the aggregate days of attendance by regularly

19   enrolled, full-time pupils during the current school fiscal

20   year plus the aggregate days of absence by regularly

21   enrolled, full-time pupils during the current school fiscal

22   year, and by dividing such total by one hundred eighty

23   (180). Attendance for a part of a morning session or a part

24   of an afternoon session by a pupil shall be counted as

25   attendance for one-half (1/2) day. Attendance for more than

1   one half (1/2) of a school day shall be counted as

2   attendance for one (1) day. In calculating the ANB for

3   pupils enrolled in a program established under section

4   75-7507 prior to January 1, 1974, or pursuant to section

5   75-7507 (1), attendance at, or absence from, a regular

6   session of the program for at least two hours of either a

7   morning or an afternoon session will be counted as one-half

8   (1/2) of a day attended or absent as the case may be. If a

9   variance has been granted as provided in section 75-7403,

10   ANB will be computed in a manner prescribed by the

11   superintendent of public instruction but in no case shall

12   the ANB exceed one-half (1/2) for each kindergarten pupil.

13   When any pupil has been absent, with or without excuse, for

14   more than ten (10) consecutive school days, including pupil

15   instruction related days, his absence after the tenth (10th)

16   day of absence shall not be included in the aggregate days

17   of absence and his enrollment in the school shall not be

18   considered in the calculation of the average number

19   belonging until he resumes attendance at school. The ANB

20   calculation shall not be lowered where twelfth grade

21   students complete their school requirements and graduate at

22   mid-year.

23   If a student spends less than half his time in the

24   regular program and the balance of his time in school in the

25   special education program, he shall be considered a

-2-

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1 full-time special pupil but shall not be considered

2 regularly enrolled for ANB purposes. If a student spends

3 half or more of his time in school in the regular program

4 and the balance of his time in the special education program

5 he shall be considered regularly enrolled for ANB purposes.

6   The average number belonging of the regularly enrolled,

7 full-time pupils for the public schools of a district shall

8 be calculated, individually, for each school except that

9 when:

10   (1) more than one school of a district, other than a

11 junior high school in an elementary district which has been

12 approved and accredited as a junior high school, is located

13 within the incorporated limits of a city or town, the

14 average number belonging of such schools shall be based on

15 the aggregate of all the regularly enrolled, full-time

16 pupils attending such schools located within the

17 incorporated limits of a city or town;

18   (2) a junior high school which has been approved and

19 accredited as a junior high school is located within the

20 incorporated limits of a city or town in which a high school

21 is located, all of the regularly enrolled, full-time pupils

22 of the junior high school shall be considered as high school

23 district pupils for the purposes of calculating the average

24 number belonging of the high schools located within the

25 incorporated limits of such city or town;

---

1   (3) a middle school has been approved and accredited,

2 in which case pupils below the seventh grade shall be

3 considered elementary school pupils for ANB purposes, and

4 the seventh and eighth grade pupils shall be considered high

5 school pupils for ANB purposes; or

6   (4) a school has not been accredited by the board of

7 public education, the regularly enrolled, full-time pupils

8 attending the nonaccredited school shall not be eligible for

9 average number belonging calculation purposes, nor will an

10 average number belonging for the nonaccredited school be

11 used in determining the foundation program for such

12 district.

13   Where eleventh and twelfth grade students attend school

14 on a part-time and less than half-time basis, secondary

15 schools may calculate the ANB to include an "equivalent ANB"

16 for those students, if the students are not included in the

17 ANB. The equivalent ANB shall be determined in a manner

18 prescribed by the superintendent of public instruction of

19 this state."

                  -End-

STATE OF MONTANA

FISCAL NOTE

REQUEST NO. __43-75__

Form BD-15

In compliance with a written request received _____January 17_____ , 19 __75__ , there is hereby submitted a Fiscal Note for ___House Bill 71_____ pursuant to Chapter 53, Laws of Montana, 1965 - Thirty-Ninth Legislative Assembly. Background information used in developing this Fiscal Note is available from the Office of Budget and Program Planning, to members of the Legislature upon request.

DESCRIPTION OF PROPOSED LEGISLATION:

House Bill 71 provides secondary schools a method of calculating average number belonging (ANB) where:

(1) twelfth grade students graduate at mid year and (2) eleventh and twelfth grade students attend school on a part-time basis.

ASSUMPTIONS:

(1) Students eligible for mid-term graduation are presently enrolled until the end of the year in order to earn ANB.

(2) No estimates of the number of eleventh and twelfth grade students who would select part-time enrollment can be made.

CONCLUSIONS:

Since computation of ANB for mid-term graduates will not be altered by the proposed legislation, state expenditures will be unaffected by enactment of this portion of the bill. The proposed computation for part-time students will affect ANB and therefore, state expenditures, but such changes cannot be predicted. Since the computation "shall be determined in a manner prescribed by the superintendent of public instruction of the state" it is also impossible to predict the impact upon state expenditure until more precise guidelines are outlined.

BUDGET DIRECTOR

Office of Budget and Program Planning

Date: ___January 22, 1975___

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2   INTRODUCED BY BRADLEY, LYNCH, LUND

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20   year plus the aggregate days of absence by regularly

21   enrolled, full-time pupils during the current school fiscal

22   year, and by dividing such total by one hundred eighty

23   (180). Attendance for a part of a morning session or a part

24   of an afternoon session by a pupil shall be counted as

25   attendance for one-half (1/2) day. Attendance-for-more-than

1   one--half--(1/2)--of--a--school--day--shall--be--counted--as

2   attendance-for-one-(1)--day. In calculating the ANB for

3   pupils enrolled in a program established under section

4   75-7507 prior to January 1, 1974, or pursuant to section

5   75-7507 (1), attendance at, or absence from, a regular

6   session of the program for at least two hours of either a

7   morning or an afternoon session will be counted as one-half

8   (1/2) of a day attended or absent as the case may be. If a

9   variance has been granted as provided in section 75-7403,

10   ANB will be computed in a manner prescribed by the

11   superintendent of public instruction but in no case shall

12   the ANB exceed one-half (1/2) for each kindergarten pupil.

13   When any pupil has been absent, with or without excuse, for

14   more than ten (10) consecutive school days, including pupil

15   instruction related days, his absence after the tenth (10th)

16   day of absence shall not be included in the aggregate days

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19   belonging until he resumes attendance at school. The--ANB

20   calculation---shall--not--be--lowered--where--twelfth--grade

21   students-complete-their-school-requirements-and-graduate--at

22   mid-year.

23   If a student spends less than half his time in the

24   regular program and the balance of his time in school in the

25   special education program, he shall be considered a

SECOND   READING

1   full-time special pupil but shall not be considered

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4   and the balance of his time in the special education program

5   he shall be considered regularly enrolled for ANB purposes.

6   The average number belonging of the regularly enrolled,

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8   be calculated, individually, for each school except that

9   when:

10   (1) more than one school of a district, other than a

11   junior high school in an elementary district which has been

12   approved and accredited as a junior high school, is located

13   within the incorporated limits of a city or town, the

14   average number belonging of such schools shall be based on

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16   pupils attending such schools located within the

17   incorporated limits of a city or town;

18   (2) a junior high school which has been approved and

19   accredited as a junior high school is located within the

20   incorporated limits of a city or town in which a high school

21   is located, all of the regularly enrolled, full-time pupils

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23   district pupils for the purposes of calculating the average

24   number belonging of the high schools located within the

25   incorporated limits of such city or town;

1   (3) a middle school has been approved and accredited,

2   in which case pupils below the seventh grade shall be

3   considered elementary school pupils for ANB purposes, and

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12   district.

13   Where-eleventh-and-twelfth-grade-students-attend-school

14   on--a--part-time--and--less--than-half-time-basis,-secondary

15   schools-may-calculate-the-ANB-to-include-an-"equivalent-ANB"

16   for-those-students,-if-the-students-are-not-included-in--the

17   ANB.----The--equivalent--ANB--shall-be-determined-in-a-manner

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19   this-state.

20   WHEN ELEVENTH OR TWELFTH GRADE STUDENTS ARE REGULARLY

21   ENROLLED ON A PART-TIME BASIS, HIGH SCHOOLS MAY CALCULATE

22   THE ANB TO INCLUDE AN "EQUIVALENT ANB" FOR THOSE STUDENTS.

23   THE METHOD FOR CALCULATING AN EQUIVALENT ANB SHALL BE

24   DETERMINED IN A MANNER PRESCRIBED BY THE SUPERINTENDENT OF

25   PUBLIC INSTRUCTION."

                          -End-

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                                              -2-   HB   71

full-time special pupil but shall not be considered regularly enrolled for ANB purposes. If a student spends half or more of his time in school in the regular program and the balance of his time in the special education program he shall be considered regularly enrolled for ANB purposes.

The average number belonging of the regularly enrolled, full-time pupils for the public schools of a district shall be calculated, individually, for each school except that when:

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(2) a junior high school which has been approved and accredited as a junior high school is located within the incorporated limits of a city or town in which a high school is located, all of the regularly enrolled, full-time pupils of the junior high school shall be considered as high school district pupils for the purposes of calculating the average number belonging of the high schools located within the incorporated limits of such city or town;

(3) a middle school has been approved and accredited, in which case pupils below the seventh grade shall be considered elementary school pupils for ANB purposes, and the seventh and eighth grade pupils shall be considered high school pupils for ANB purposes; or

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WHEN ELEVENTH OR TWELFTH GRADE STUDENTS ARE REGULARLY ENROLLED ON A PART-TIME BASIS, HIGH SCHOOLS MAY CALCULATE THE ANB TO INCLUDE AN "EQUIVALENT ANB" FOR THOSE STUDENTS. THE METHOD FOR CALCULATING AN EQUIVALENT ANB SHALL BE DETERMINED IN A MANNER PRESCRIBED BY THE SUPERINTENDENT OF PUBLIC INSTRUCTION."

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